

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

IN RE: NATIONAL PRESCRIPTION
OPIATE LITIGATION

This document relates to:

All Cases Noted on Attached Appendix

MDL No. 2804

Case No. 1:17-md-2804

JUDGE DAN AARON POLSTER

**STIPULATION OF DISMISSAL WITH PREJUDICE
PURSUANT TO NEW MEXICO SETTLEMENT AGREEMENT**

The undersigned Parties (the “Parties”) have settled the above-referenced litigation against Defendants Amneal Pharmaceuticals, Inc., Amneal Pharmaceuticals LLC and Amneal Pharmaceuticals of New York, LLC (collectively, “Amneal”) pursuant to the Amneal New Mexico Settlement Agreement, executed on April 24, 2023, in which Plaintiffs – the New Mexico subdivisions listed in **Appendix A** – have elected to participate. Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiffs and Amneal agree that all claims of Plaintiffs in the actions identified in **Appendix A** against Amneal and the Releasees (as defined in the Amneal New Mexico Settlement Agreement) are dismissed with prejudice, with each party to bear its own costs.

Dated September 19, 2023

Respectfully submitted,

ATTORNEYS FOR PLAINTIFFS

/s/ Peter J. Mougey

Peter J. Mougey

Jeff R. Gaddy

Levin, Papantonio, Rafferty, Proctor
Buchanan, O’Brien, Barr & Mougey, P.A.

316 S. Baylen Street, Suite 600

Pensacola, FL 32502

(850) 435-7068

pmougey@levinlaw.com

jgaddy@levinlaw.com

/s/ James C. Peterson

James C. Peterson
Hill, Peterson, Carper, Bee & Deitzler, PLLC
500 Tracy Way
Charleston, WV 25311
(304) 345-5667
jcpeterson@hpcbd.com

/s/ Paul T. Farrell, Jr.

Paul T. Farrell, Jr.
Farrell & Fuller
270 Munoz Rivera Avenue
San Juan, PR 00918
(304) 654-8281
paul@farrellfuller.com

s/ Shayna E. Sacks

Shayna E. Sacks
Napoli Shkolnik PLLC
400 Broadhollow Road, St 350
Melville, NY 11747
(212) 397-1000
ssacks@napolilaw.com

**ATTORNEYS FOR DEFENDANTS
AMNEAL PHARMACEUTICALS, INC.,
AMNEAL PHARMACEUTICALS LLC, AND
AMNEAL PHARMACEUTICALS OF NEW
YORK, LLC**

/s/ Paul J. Cosgrove

Paul J. Cosgrove
ULMER & BERNE LLP
312 Walnut Street, Suite 1400
Cincinnati, Ohio 45202
Phone: (513) 698-5000/Fax: (513) 698-5001
pcosgrove@ulmer.com

Joshua A. Klarfeld
Georgia Hatzis
ULMER & BERNE LLP
1660 W. 2nd Street, Suite 1100
Cleveland, OH 44113
Phone: (216) 583-7000/Fax: (216) 583-7001
jklarfeld@ulmer.com
ghatzis@ulmer.com

SO ORDERED this __ day of September 2023.

Hon. Dan Aaron Polster
United States District Judge

CERTIFICATE OF SERVICE

I hereby certify that on September 19, 2023, I electronically filed the foregoing with the Clerk of Court by using the CM/ECF system. Copies will be served upon counsel of record by, and may be obtained through, the Court CM/ECF system.

/s/Peter J. Mougey _____

APPENDIX A

<u>Subdivision</u>	<u>State</u>	<u>Signed With Permission</u>	<u>Jurisdiction</u>	<u>Docket Number</u>
Alamogordo City	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-46067
Catron County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45320
Cibola County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45321
Curry County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45347
Dona Ana County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:18-op-46206
Grant County	NM	Napoli Shkolnik, PLLC	NDOH	1:19-op-45108
Hobbs City	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-46068
Las Cruces City	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:21-op-45059
Lincoln County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45513
McKinley County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45033
Otero County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45216
Roosevelt County	NM	Napoli Shkolnik, PLLC	NDOH	1:18-op-46343
Sierra County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45322
Socorro County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45323
Taos County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45051
Valencia County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45324